

RECEIVED

APR 16 2012

af

TONY R. MOORE, CLERK
WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA, LOUISIANA

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA DIVISION

RAKEEM CUNNINGHAM,
Plaintiff

CIVIL ACTION NO. CV10-01674
SECTION "P"

VERSUS

JUDGE *James D. Kirk*

TIMOTHY ROBINSON, et al.,
Defendants

MAGISTRATE JUDGE JAMES D. KIRK

J U D G M E N T

For the reasons contained in the Report and Recommendation of the Magistrate Judge previously filed herein, noting the absence of objections thereto, and concurring with the Magistrate Judge's findings under the applicable law;

IT IS ORDERED that Cunningham's action against Keffer, Winko, and Smith is DISMISSED WITH PREJUDICE for failure to state a constitutional claim and for failure to effect service.

IT IS FURTHER ORDERED that the motion for summary judgment filed by defendants' Robinson, Steortz, Elder, and Ventura (Doc. 25) is GRANTED and that Cunningham's action is DENIED AND DISMISSED WITH PREJUDICE.

THUS ORDERED AND SIGNED in Chambers at Alexandria, Louisiana, on this 16th day of April, 2012.

James

James D. Kirk
JAMES D. KIRK
UNITED STATES DISTRICT JUDGE